

07/01/99

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. A-/62326-2/RMS/DAV

Anticipated Classification of
this Application:

Class: 536 Subclass: 023.100

Prior Application:

Examiner: C. Kaufman

Art Unit: 1646

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NUMBER EL 368 596 805 US

DATE OF DEPOSIT July 1, 1999

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
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37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS
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COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

TYPED NAME Geody Domingo

SIGNED 

Box PATENT APPLICATION FEE

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a request for filing an

☐ Original☒ Continuation☐ Divisional☐ Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of Bruce A. Keyt; Francis
Hung Nguyen; Napoleone Ferrara, for NUCLEIC ACIDS ENCODING VARIANTS OF VASCULAR
ENDOTHELIAL CELL GROWTH FACTOR. This ☒ continuation ☐ divisional ☐
continuation-in-part claims priority to pending application Serial No.
08/567,200, filed on December 5, 1995.

1. (a) ☐ Enclosed is a new application.
- (b) ☐ Enclosed is a continuation-in-part application.
- (c) ☒ Enclosed is a copy of the prior application.

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Form 1.16b (8069)

01/98

2. (a) ☐ Enclosed is a new Declaration.
 (b) ☒ Enclosed is a copy of the prior executed Declaration as originally filed.
 (c) ☐ Enclosed is a Combined Declaration/Power of Attorney.
3. (a) ☐ Enclosed is a Small Entity Affidavit.
 (b) ☐ A Small Entity Affidavit is of record in the prior application.
4. ☐ The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

| | (Col. 1) | (Col. 2) | <u>SMALL ENTITY</u> | | | <u>OTHER THAN A SMALL ENTITY</u> | |
|--|-----------------------|------------------|---------------------|------------------|----|--------------------------------------|------------------|
| FOR: | <u>NO. FILED</u> | <u>NO. EXTRA</u> | <u>RATE</u> | <u>FEE</u> | OR | <u>RATE</u> | <u>FEE</u> |
| BASIC FEE | | | | \$380 | OR | | \$760 |
| TOTAL CLAIMS | <u> </u> -20 = * | <u> </u> | x 9 = | \$ <u> </u> | OR | x18 = | \$ <u> </u> |
| INDEP CLAIMS | <u> </u> -3 = * | <u> </u> | x39 = | \$ <u> </u> | OR | x78 = | \$ <u> </u> |
| [] MULTIPLE DEPENDENT CLAIM PRESENTED | | | +130 = | \$ <u> </u> | OR | +260 = | \$ <u> </u> |
| *If the difference in Col. 1 is less than zero, enter "0" in Col. 2. | | | TOTAL | \$ <u> </u> | OR | TOTAL | \$ <u> </u> |

5. ☐ The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A- /).
6. ☐ Our check in the amount of \$ is enclosed.
7. ☐ Cancel in this application original claims of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)
8. ☐ Amend the specification by inserting before the first line the sentence:

--This is a X continuation division continuation-in-part of application Serial No. 08/567,200 filed December 5, 1995.--

9. (a) X Informal drawings are enclosed, 22 sheets.
(b) Formal drawings are enclosed, sheets.
10. (a) Priority of application Serial No. filed on
 in is claimed under 35
U.S.C. 119.
- (b) The certified copy has been filed in prior application
Serial No. filed on .
11. An Assignment is enclosed.
12. X The prior application is assigned of record to Genentech, Inc.
13. A Power of Attorney by Assignee is enclosed.
14. X The power of attorney in the prior application is to:
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Suite 3400, Four Embarcadero Center
San Francisco, California 94111-4187
Telephone: (415) 781-1989
- (a) The power appears in the original papers in the prior
application.
- (b) Since the power does not appear in the original papers, a copy
of the power in the prior application is enclosed.
- (c) X Address all future communications to:

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Suite 3400, Four Embarcadero Center
San Francisco, California 94111-4187
Telephone: (415) 781-1989

15. _____ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
16. _____ A Prior Art Statement is enclosed.
17. X I hereby verify that the attached papers are a true duplicate of prior application Serial No. 08/567,200 as originally filed on December 5, 1995.

Date: 7-1-99

Dolly A. Vance

Dolly A. Vance

Reg. No. 39,054

 X Filed under Section 1.34(a)

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
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